

The court has reviewed the M&R, the record, and plaintiff's objections. As for those portions of the M&R to which plaintiff made no objection, the court is satisfied that there is no clear error on the face of the record. As for the objections, plaintiff appears to concede that the analysis

in the M&R is correct and seeks to amend his complaint. See [D.E. 6, 7].

In sum, plaintiff's application to proceed in forma pauperis [D.E. 1] is GRANTED, plaintiff's objections to the M&R [D.E. 6, 7] are OVERRULED, and plaintiff's complaint [D.E. 1-1] is DISMISSED without prejudice. Plaintiff's motion to amend [D.E. 6,7] is GRANTED. Plaintiff must file his amended complaint not later than June 18, 2018.

SO ORDERED. This 19 day of May 2018.


JAMES C. DEVER III
Chief United States District Judge